

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
RALEIGH DIVISION**

IN RE: )  
 )  
STEPHEN BRADLEY HALFERTY, ) Case No. 22-00101-5-DMW  
 )  
Debtor. )  
\_\_\_\_\_)  
 )  
EVER-SEAL, INC., )  
 )  
Plaintiff/Counter-Defendant, )  
 )  
v. ) Adv. Proc. No. 22-00050-5-DMW  
 )  
STEPHEN BRADLEY HALFERTY, d/b/a )  
DURASEAL, ) JURY DEMAND  
 )  
Defendant/Counter-Claimant. )

**EVER-SEAL, INC.'S RESPONSE TO DEFENDANT'S MOTION TO COMPEL**

On October 27, 2023, Defendant Stephen Bradley Halferty filed “Defendant’s First Motion to Compel.” (Doc. 95). In that motion, Mr. Halferty requested a “court order that requires Plaintiff Ever-Seal, Inc. to produce any documents or records it has that are responsive to Defendant’s Rule 34 Document Requests electronically and/or via mail, courier, or designated delivery service.” (*Id.* at 2). Based on the hearing held with the Court on October 31, 2023, and for the sake of avoiding another hearing and unnecessary litigation, Ever-Seal, Inc. has agreed to produce the previously identified responsive documents electronically to Defendant’s counsel. In agreeing to do so, Ever-Seal, Inc. does not intend to waive any rights. Accordingly, Ever-Seal, Inc. respectfully requests that the motion to compel be denied as moot.

Submitted this 7th day of November, 2023.

FOX ROTHSCHILD LLP

By: /s/ Kip D. Nelson

Kip D. Nelson

N.C. State Bar No. 43848

Brian R. Anderson

N.C. State Bar No. 37989

230 N. Elm St., Suite 1200

Greensboro, NC 27401

[knelson@foxrothschild.com](mailto:knelson@foxrothschild.com)

[branderson@foxrothschild.com](mailto:branderson@foxrothschild.com)

Tel: (336) 378-5200

*Attorneys for Ever-Seal, Inc.*

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<b>DURASEAL,</b>	)	
	)	
<b>Defendant/Counter-Claimant.</b>	)	
<hr/>	)	

**CERTIFICATE OF SERVICE**

I certify that on November 7, 2023, I served a copy of the foregoing response via ECF  
to:

Garrett L. Davis, Esq.  
Law Office of Garrett Davis  
555 S. Magnum St., Ste. 100  
Durham, NC 27701  
[gd@garrettdavislaw.com](mailto:gd@garrettdavislaw.com)

FOX ROTHSCHILD LLP

By: /s/ Kip D. Nelson  
Kip D. Nelson  
N.C. State Bar No. 43848  
230 N. Elm St., Suite 1200  
Greensboro, NC 27401  
[knelson@foxrothschild.com](mailto:knelson@foxrothschild.com)  
Tel: (336) 378-5200

*Attorneys for Ever-Seal, Inc.*